

CITY OF EUREKA
CITY COUNCIL / EUREKA REDEVELOPMENT AGENCY
AGENDA

Regular Council/Agency Meeting
Tuesday, February 7, 2006
Closed Session - 5:00 p.m.
Regular Session - 6:30 p.m.
CITY COUNCIL CHAMBERS
CITY HALL - 531 "K" STREET
EUREKA

Adjourned Council/Agency Mtg.
Thursday, February 9, 2006
Closed Session - 5:30 p.m.
Regular Session - 6:30 p.m.
CITY COUNCIL CHAMBERS
CITY HALL - 531 "K" STREET, EUREKA

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

1. We may disagree, but we will be respectful of one another.
2. All comments will be directed to the issue at hand.
3. Personal attacks are unacceptable.

ACCESSIBILITY NOTICE: The meeting room is wheelchair accessible. Accommodations and access to City meetings for people with other special needs must be requested of the City Clerk at 441-4175 in advance of the meeting. This agenda and other materials are available in alternative formats upon request.

ROLL CALL

CLOSED SESSION NOTE: Closed Session will commence at 5:00 p.m. with a 6:25 p.m. curfew.

A. PUBLIC COMMENT PERIOD
(Limited to 3 minutes each speaker on closed session agenda items only)

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: City Attorney, City Manager
Pursuant to California Government Code Section 54957

C. CONFERENCE WITH LABOR NEGOTIATORS

Agency representatives: Susan Christie for the City of Eureka

Employee organizations: Eureka Police Officers Association (EPOA)

Pursuant to California Government Code Section 54957.6

D. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation: one case.

Pursuant to California Government Code Section 54956.9(b)

REGULAR SESSION – 6:30 P.M.

INVOCATION

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR’S ANNOUNCEMENTS

Eureka-Nelson Sister City Student Exchange Program: Introduction of exchange students Megan Couttes and Alexia Hoff.

COUNCIL REPORTS

PUBLIC HEARINGS

1. Public Hearing – Redwood Marine LCP Amendment and Zone Reclassification: 1210 & 1240 Broadway; (Case No. LCP-4-001).
Recommendation:
 1. Hold a public hearing.
 2. Introduce, waive reading, and read by title only, Bill No. 765-C.S., “*Ordinance Amending the Implementation Plan Map (zoning map) of the Adopted and Certified Local Coastal Program Reclassifying Portions of Real Property at 1210 & 1240 Broadway, APN’s 003-131-005, and -016 from Limited Industrial (ML) to Service Commercial (CS).*”

3. Adopt the resolution “*Approving an Amendment to the Land Use Plan Map of the Adopted and Certified City of Eureka Local Coastal Program.*”
4. Adopt the resolution “*A Resolution of Transmittal of the City Council of the City of Eureka Transmitting the Redwood Marine LCP Amendment to the California Coastal Commission for an Amendment to the Land Use Plan portion of the Adopted and Certified City of Eureka Local Coastal Program.*”
(Community Development Director)

PUBLIC COMMENT PERIOD

NOTE: This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. You may also request that a matter appearing on the Consent Calendar be pulled and discussed separately. Pursuant to City Council Minute Order dated May 4, 1989, City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Pursuant to City Council Minute Order dated June 6, 2000, the public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item.

Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

2. Is there any person in the audience who wishes to address the Council at this time?

CONSENT CALENDAR

Notice to the Public: *All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Unless a specific request is made by a Councilmember or the public, the Consent Calendar will not be read. There will be no separate discussion of these items. However, if discussion is required, that item will be removed from the Consent Calendar and considered separately.*

3. Council meeting minutes.
Recommendation: Approve the regular Council/Redevelopment Agency Board meeting minutes of January 17, 2006 as submitted.
(City Clerk)
4. 2006-2011 Five-Year Capital Improvement Program.
Recommendation: Receive and file the 2006-2011 Five-Year Capital Improvement Program.
(City Engineer)
5. 2005 Storm damage emergency contracts.
Recommendation: Receive and file a report from the Engineering Department identifying emergency contracts for repair of storm damage.
(City Engineer)
6. Wastewater Facilities Plan – Phase 1.
Recommendation: Authorize staff to execute a contract with the team of SHN/ Brown and Caldwell Consulting Engineers for Phase 1 of the Wastewater Facilities Plan in an amount not to exceed \$ 200,000, which includes a contingency of approximately 5-1/2%.
(City Engineer)
7. Water Improvements 2005, Bid No. 2005-02.
Recommendation: Accept this project and authorize the filing of a 'Notice of Completion' at the Office of the County Recorder.
(City Engineer)
8. Selection of Umpqua Bank Mortgage as Administrator for FY 2005-2007 First Time Homebuyer Downpayment Assistance Program and Program Amendments.
Recommendation: Authorize the City Manager to negotiate and execute a contract with Umpqua Bank Mortgage to administer the City's remaining FY (fiscal year) 2005-06 and 2006-07 First Time Homebuyer (FTHB) Downpayment Assistance Program.
(Redevelopment and Housing Director)

9. Request to grant Low & Moderate Income Housing funds and CDBG grant funds to displaced tenants to purchase a replacement home.

Recommendation: For the purpose of assisting a very low income family in the purchase of affordable replacement housing and all associated relocation costs, as required by City's Residential Anti-Displacement and Relocation Assistance Plan adopted January 21, 2004:

1. City Council approve a grant of Community Development Block Grant (CDBG) funds from Grant # 04-STBG-1959), in an amount not to exceed \$17,000, and
2. Eureka Redevelopment Agency Board approve a grant of Redevelopment Low & Moderate Income Funds in an amount not to exceed \$17,500.

(Redevelopment and Housing Director)

10. Extension of a provisional appointment.

Recommendation: Approve by four-fifths (4/5) vote to extend the period of the provisional appointment currently filling Police Records Specialist position #4 by an additional ninety (90) days.

(Police Chief)

11. Approval to submit application for and accept award of 2006 JAG Program Grant Funds.

Recommendation: Appropriate grant funds of \$13,973 from the U.S. Department of Justice for the Justice Assistance Grant (JAG).

(Police Chief)

ORDINANCES/RESOLUTIONS

12. Bill No. 755-C.S.; an ordinance amending Eureka Municipal Code Sections 130.10 and 130.11 pertaining to property requiring a disproportionate level of police services.

Recommendation: Adopt, waive reading, and read by title only, Bill No. 755-C.S., an ordinance amending Title 13, Chapter 130, Sections 130.10 and 130.11 of the Eureka Municipal Code pertaining to property requiring a disproportionate level of police calls for services.

(Police Chief)

13. Street vacation of the west half of "P" Street between Trinity Street and Sonoma Street in front of a portion of 2104 "P" Street, (SV-05-003).

Recommendation: 1. Adopt the Findings of Fact listed in Exhibit "A";
2. Declare the Council's intention to "Order the vacation" by adopting the "Resolution of the Council Declaring Its Intention to Order the Vacation of the west half of 'P' Street between Trinity Street and Sonoma Street in Front of a portion of 2104 "P" Street, being lot 8 in Block 11 of the High School addition in the City of Eureka;
3. Direct the City Clerk to publish the "Resolution of Intention" in accordance with the law;
4. Direct the Engineering Department to post the street to be vacated in accordance with the law;
5. Set a public hearing before the City Council for March 21, 2006, to "Order the Vacation."
(Community Development Director)

REPORTS/ACTION ITEMS

14. General Plan Petition request for authorization from the City Council to submit an application for an amendment to the general plan land use designation on property that includes the Balloon Track. (Case No. GPP-06-001).

Recommendation: Accept the general plan petition request and authorize the project proponent to submit an application for a General Plan/Local Coastal Program amendment.
(Community Development Director)

15. Westside White Paper Committee Report.

Recommendation: 1. Receive Committee report on West Side Neighborhood Watch recommendations.
2. Adopt action items.
(Councilmember Wolford)

16. Draft Text Amendment to the Eureka Municipal Code affecting community care homes and other similar congregate living facilities.

Recommendation: 1. Review the draft text amendment to the Eureka Municipal Code Chapter 155: Zoning Regulations, and the new proposed Chapter 158: Residential Care Facilities;

2. Provide direction to staff with regard to Council modifications to the draft text amendment to Chapter 155 and the new Chapter 158;

3. Give direction to staff to prepare similar draft amendment to Chapter 156: Coastal Zoning Regulations;

4. Direct staff to process the draft text amendment to Chapter 155: Zoning Regulations, Chapter 156: Coastal Zoning Regulations and Chapter 158: Residential Care Facilities, to the Planning Commission for their consideration and recommendation to the City Council following a noticed public hearing.

(Community Development Director)

CITY MANAGER/EXECUTIVE DIRECTOR'S REPORTS

ADJOURNMENT

NOTE: If open session items cannot be completed by 10:00 p.m., the meeting will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.

If closed session items cannot be completed by 6:25 p.m., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.